

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MONTANA  
HELENA DIVISION

JORY STRIZICH,

Petitioner,

vs.

BRIAN GOOTKIN, ATTORNEY  
GENERAL OF THE STATE OF  
MONTANA,

Respondents.

Cause No. CV 23-24-H-BMM-JTJ

ORDER

Pending before the Court is Petitioner Strizich's Motion to Alter Judgment pursuant to Fed. R. Civ. P. 59(e). (Doc. 17) Strizich asks this Court to reconsider the previous order dismissing this matter. (*Id.*)

On May 5, 2025, this matter was dismissed based upon Strizich's failure to prosecute and comply with the Court's orders, including the order directing him to file an amended petition. *See* (Doc. 10.) Strizich filed an amended petition on May 23, 2025. (Doc. 14.) U.S. Magistrate Judge Johnston subsequently entered an order reopening the case, (Doc. 15), and directed Defendant State of Montana to respond to Strizich's amended petition. (Doc. 16.) U.S. Magistrate Judge Johnston observed that throughout these proceedings Strizich has been incarcerated

in Cheshire, Connecticut, and while this fact alone did not excuse Strizich's failure to timely comply with the Court's deadlines and directives, the filing of the amended petition warranted reopening of the matter. (Doc. 15 at 1-2.) It appears that Strizich prepared the instant motion prior to receiving U.S. Magistrate Judge Johnston's May 28, 2025 Order.

Accordingly, Strizich's Motion to Alter (Doc. 17) is DENIED as moot.

DATED this 13th day of June, 2025.



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Brian Morris, Chief District Judge  
United States District Court